

TRADEMARK ASSIGNMENT

Electronic Version v1.1
 Stylesheet Version v1.1

SUBMISSION TYPE:	NEW ASSIGNMENT		
NATURE OF CONVEYANCE:	RELEASE BY SECURED PARTY		
CONVEYING PARTY DATA			
Name	Formerly	Execution Date	Entity Type
Bank of America, N.A., in its capacity as Administrative Agent		08/16/2007	national banking association: UNITED STATES
RECEIVING PARTY DATA			
Name:	TXI Operations, LP		
Street Address:	1341 West Mockingbird Lane		
Internal Address:	7th Floor		
City:	Dallas		
State/Country:	TEXAS		
Postal Code:	75247		
Entity Type:	CORPORATION: DELAWARE		
PROPERTY NUMBERS Total: 1			
Property Type	Number	Word Mark	
Registration Number:	2330168	MAXIMIZER	
CORRESPONDENCE DATA			
Fax Number:	(214)745-5390		
	<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>		
Phone:	214-745-5226		
Email:	awalker@winstead.com		
Correspondent Name:	Andrea Walker, Winstead PC		
Address Line 1:	P.O. Box 50784		
Address Line 4:	Dallas, TEXAS 75250-0784		
ATTORNEY DOCKET NUMBER:	25690-192 TXI OPERATIONS		
NAME OF SUBMITTER:	Andrea Walker		
Signature:	/Andrea Walker/		

OP \$40.00 2330168

Date:

08/16/2007

Total Attachments: 2

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RELEASE FROM TRADEMARK SECURITY AGREEMENT
(TXI Operations, LP)

For good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, BANK OF AMERICA, N.A. ("Secured Party"), acting in its capacity as Administrative Agent pursuant to that certain Credit Agreement dated as of June 30, 2005, (such agreement, together with all amendments and restatements, the "Credit Agreement") among Debtor, certain subsidiaries of Debtor, Secured Party and each of the Lenders party thereto does hereby terminate and release its interest in and to the Trademark Security Agreement entered into with TXI OPERATIONS, LP a Delaware corporation ("Debtor"), which was recorded with the United States Patent and Trademark Office on August 17, 2005, at Reel/Frame 003142/0384, and does hereby release any further interest it may have in the Trademark Collateral as defined in the Trademark Security Agreement, including without limitation , U.S. Registration No. 2330168 for the mark **MAXIMIZER**.

SECURED PARTY

BANK OF AMERICA, N.A.,
acting in its capacity as Administrative Agent

Date: _____

By:  _____

Printed Name: _____

Anne M. Zeschke
Assistant Vice President

Title: _____

Release from Trademark Security Agreement - Page 1
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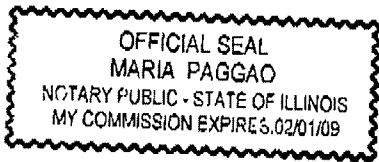
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TRADEMARK
REEL: 003603 FRAME: 0225

STATE OF ILLINOIS §
COUNTY OF COOK §

Anne Zeschke, the asst vice president of BANK OF AMERICA, N.A., acting in its capacity as Administrative Agent, personally appeared before me, and being first duly sworn declared that he/she signed the Release From Trademark Security Agreement in the capacity designated, and further states that he/she has read the above document, and the statements therein contained are true.

SUBSCRIBED AND SWORN TO before me this 16 day of August, 2007.



Maria Paggao
Notary Public
in and for the State of ILLINOIS

My Commission Expires:
2/1/09

Printed Name

Release from Trademark Security Agreement - Page 2
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25690-192 8/7/2007

RECORDED: 08/16/2007

TRADEMARK ** ESTATE PAGE 04 **
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